

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
FILING COMPLETION UNDER 37 CFR 52, 5, d/or 85

#4

In re Application of:

WERNER LANGBAUER

Serial No.: 10/088,287

Filed: MARCH 15, 2002

Confirmation No.: 1124

Title: PREPARATION DEVICE AND BAG FOR INFUSIBLE

BEVERAGES AND METHOD FOR THE PREPARATION OF THE SAME

Commissioner for Patents

U.S. Patent and Trademark Office

Washington, DC 20231

BOX PCT

Sir:

The following completes the filing of the above-identified patent application under Rule 52, 53, and/or 85:

- [X] Rule 53 signed Declaration enclosed.  
[ ] This is a Rule 47 filing per attached Petition.  
[ ] Enclosed: Original signed Declaration with attached specification (including claims) which is a copy of specification/claims originally filed to secure above filing date.  
[ ] Specification originally filed in non-English language; hence verified translation attached of:  
[ ] Abstract [ ] pages of Specification (only spec. & claims) [ ] Drawing Figs.  
[ ] \_\_\_ sheet(s) of formal drawings enclosed: size: [ ] A4 [ ] 14" [ ] 8½ by 11  
[ ] Attached is an assignment to \_\_\_\_\_  
[X] Priority is hereby claimed under rule 55 and 35 U.S.C. 119 based on prior foreign application(s) no(s).  
199 44 605.9; 100 27 766.7; and PCT/EP00/09043, filed in GERMANY and PCT on 9/17/99; 6/7/00; and 9/15/00, respectively.  
Certified copy (copies) [ ] attached; [ ] already filed on \_\_\_\_\_ in U.S. Application, Serial No. \_\_\_\_\_, filed \_\_\_\_\_  
[ ] "Small Entity" status under Rules 9 & 27 claimed. [ ] Attached: \_\_\_\_\_ Verified Statement(s) establishing "small entity."  
[X] Attached is the request return copy of the PTO Notice under Rule 52, 53, and/or 85.  
[ ] Attached: \_\_\_\_\_  
[ ] Preliminary Amendment: \_\_\_\_\_

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED**  
**PER MPEP § 506 AND § 607**

If not earlier paid, add Basic Filing Fee ..... \$ \_\_\_\_\_  
Total Effective Claims \_\_\_\_ - 20 = \_\_\_\_ x \$18.00 = \$ \_\_\_\_\_  
Independent Claims \_\_\_\_ - 3 = \_\_\_\_ x \$84.00 = \$ \_\_\_\_\_  
If any proper multiple dependent claim (ignore improper) is present, add \$280.00  
Filing Fee \$ \_\_\_\_\_

Since PTO Notice under Rule 52, 53, and/or 85 set an original due date of 7/20/02,  
petition is hereby made for an extension to cover the date this response is filed for which the  
requisite fee is enclosed (1 month \$110; 2 months \$400; 3 months \$920; 4 months \$1440). \$ 110.00

If this is the first time either signed Declaration filed or filing fee paid, add Surcharge (\$130) \$ 130.00  
Subtotal \$ 110.00

If "small entity" status box above is X'd, enter half (1/2) of subtotal & subtract \$ 55.00  
Total \$ 110.00

If "non-English" box above is X'd, add Rule 17(i) or (k) processing fee \$130.00 \$ 130.00

If "assignment" box is X'd, add recording fee (\$40.00) \$ 40.00

If "Rule 47" box above is X-d, add Petition fee \$130.00 Rule 17(h) \$ 130.00

**TOTAL FEE ENCLOSED \$ 110.00**

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

ADDRESS:

Post Office Box 1449  
Greenville, South Carolina 29602

Phone: 864-271-1592

Faxsimile: 864-233-7342

DORITY & MANNING

ATTORNEYS AT LAW, P.A.

By Atty: STEPHEN E. BONDURA Reg. No. 35,070

Signature: Jacqueline M. Leonard

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, Washington, DC 20231, on

AUGUST 20, 2002

JACQUELINE M. LEONARD

(Typed or printed name of person mailing paper or fee)

(Signature of person mailing paper or fee)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
FILING COMPLETION UNDER 37 CFR 52, 53, and/or 85

In re Application of:

WERNER LANGBAUER

Serial No.: 10/088,287

Filed: MARCH 15, 2002

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Title: PREPARATION DEVICE AND BAG FOR INFUSIBLE BEVERAGES AND METHOD FOR THE PREPARATION OF THE SAME

Attention: Application Branch

Date: AUGUST 20, 2002

Attorney Docket No.: CBZ-620

Art Unit: UNKNOWN

Our Account No.: 04-1403

Commissioner for Patents

U.S. Patent and Trademark Office

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**TOTAL FEE ENCLOSED \$ 110.00**

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

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By Atty: STEPHEN E. BONDURA Reg. No. 35,070

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AUGUST 20, 2002

JACQUELINE M. LEONARD

(Typed or printed name of person mailing paper or fee)

Jacqueline M. Leonard

(Signature of person mailing paper or fee)

08/30/2002 SMAJARO 00000107 10088287

01 FC:115

110.00 0P



## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/088,287	Werner Langbauer	CBZ-620

Stephen E Bondura  
 Dority & Manning  
 PO Box 1449  
 Greenville, SC 29602-1449

**D & M DOCKETING**

Action Due: Miss. Parts  
 Date Due: 20 JU 2002  
 Initials: HCL

INTERNATIONAL APPLICATION NO.

PCT/EP00/09043

I.A. FILING DATE	PRIORITY DATE
09/15/2000	09/17/1999

CONFIRMATION NO. 1124  
**371 FORMALITIES LETTER**



\*OC00000008110462\*

Date Mailed: 05/20/2002

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Search Report
- Small Entity Statement

**RECEIVED**  
 MAY 24 2002

DORITY AND MANNING

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

Telephone: (703) 305-3653

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/088,287	PCT/EP00/09043	CBZ-620

FORM PCT/DO/EO/905 (371 Formalities Notice)